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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

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February 7, 1995

William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W.
Room 222
Washington, D.C. 20554

DOCKET FILE COPY ORIGINAL

Re: *MM Docket No.94-131*

Dear Mr. Caton:

Enclosed for filing as reply comments in the above-referenced proceeding are an original and four copies of a letter from the University of Arizona to the Commission expressing the University's views regarding the proposal by The Wireless Cable Association International, Inc. for expansion of the protected service area afforded Multipoint Distribution Service and Instructional Television Fixed Service stations.

Respectfully submitted,



Paul J. Sinderbrand

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**FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY**

February 3, 1995

Federal Communications Commission
William Caton, Assistant Secretary
1919 M Street, N.W. Room #222
Washington, DC 20544

Dear Mr. Caton:

The Arizona Board of Regents on behalf of The University of Arizona is an ITFS Licensee authorized to serve the Tucson, Arizona community. I am writing to encourage the FCC to expand the Protected Service Area (PSA) for co-located ITFS and MMDS wireless licensees as proposed by the Wireless Cable Association International. The PSA should be expanded for many practical reasons, a few of which I bring to your attention below.

First, we have 23% of our ITFS receive sites beyond 15 miles from the system transmitters; this is in addition to future sites which may be subject to harmful interference relative to the PSA regulations. In association with People's Choice TV, our wireless system operator, we have served the public by expanding our role in distance education. Our ITFS/Wireless system has a unique opportunity to provide modern technology, services and revenues previously unavailable, creating a new era in the educator's mission. To effectively use these new tools that wireless cable provides, both the ITFS and wireless cable signals must enjoy an interference free transmission and its reception within the geographic areas we mutually serve.

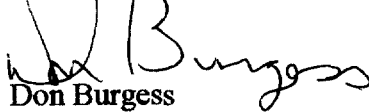
Second, we provide programming into the People's Choice customer household and businesses. If our wireless operator does not have an expanded PSA, it may significantly limit their customer count and thus reduce our potential for viewership expansion. Wireless Technology, such as signal addressability, extended distribution and up-graded receive sites are important to our needs. The combined ITFS/Wireless system can provide a cornucopia of educational programming for schools, the work place and the home viewer households! An artificial fifteen mile limit inhibits this potential for an open classroom to the public.

Third, we rely on current and projected future lease fees derived from a per wireless customer formula. Without an expanded PSA for wireless cable, the subscriber base may be significantly and artificially limited. The result is reduced revenue for ITFS and its potential of expanding our role with enhanced services. Besides our own institution plans, we envision that the wireless system allows co-located ITS licensees to engage joint efforts of expanding our combined services concurrent with our wireless operator's potential growth into locations beyond a 15 mile barrier. Not only does the People's Choice TV System growth effect our new era plans and revenue required to implement these plans, but with an expanded Protection Service Area for all system signals, the future for our complementary efforts becomes a reality.

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We ask that the Commission review with favor the practicality of expanding the wireless cable market's PSA. Without the People's Choice system's ability to serve our mutual marketplace in an interference free manner, the next era of our ITFS/Wireless future will be negatively impacted. Funding for the provision of digital transmission, return path signal technology and expanded service choices for ITFS, use may not be available. Thank you.

Respectfully,

A handwritten signature in black ink, appearing to read "Don Burgess", written over the printed name.

Don Burgess
General Manager
KUAT Communications Group

cc: Honorable Reed Hundt
Honorable James Quello
Honorable Andrew Barrett
Honorable Rachelle Chong
Honorable Susan Ness
Mr. Roy Stewart